

Honorable Thomas S. Zilly

U.S. DISTRICT COURT

FOR THE WESTERN DISTRICT OF WASHINGTON

STRIKE 3 HOLDINGS, LLC, a
Delaware corporation,

Plaintiff,

vs.

JOHN DOE, subscriber assigned IP
address 73.225.38.130,

Defendant.

Case No. 2:17-cv-01731-TSZ

**REQUEST FOR JUDICIAL
NOTICE IN SUPPORT OF
DEFENDANT'S OPPOSITION TO
PLAINTIFF STRIKE 3
HOLDINGS, LLC'S MOTION TO
DISMISS DEFENDANT'S FIRST
AMENDED COUNTERCLAIMS**

REQUEST FOR JUDICIAL NOTICE

Defendant JOHN DOE, subscriber assigned IP address 73.225.38.130, respectfully requests that, pursuant to Federal Rule of Evidence 201, the Court take judicial notice of the following:

1 **RJN 1** – Order Denying Plaintiff’s Motion To Dismiss Counterclaim (Malibu Media,
2 LLC, Plaintiff, V. John Doe Subscriber Assigned IP Address 76.126.99.126, NDCA, 15-04441
3 WHA, Docket 53)

4 **RJN 2** – Research Article: Timothy H. Fine, *Misuse and Antitrust Defenses to Copyright*
5 *Infringement Actions*, 17 Hastings L.J. 315 (1965).

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7 **RJN 3** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
8 WDWA, 2:2017cv01729; filed 11/16/2017.

9 **RJN 4** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
10 WDWA, 2:2017cv01730; filed 11/16/2017.

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12 **RJN 5** – Exhibit to Complaint listing Alleged Infringements — Strike 3 Holdings v Doe
13 WDWA, 2:2017cv01732; filed 11/16/2017.

14 **RJN 6** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
15 WDWA, 2:2017cv01733; filed 11/16/2017.

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17 **RJN 7** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
18 WDWA, 3:2017cv05952; filed 11/17/2017.

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20 **RJN 8** – Exhibit to Complaint listing Alleged Infringements– Strike 3 Holdings v Doe
21 WDWA, 3:2017cv05954; filed 11/17/2017.

22 **RJN 9**– Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
23 WDWA, 3:2017cv05955; filed 11/17/2017.

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25 **RJN 10** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
26 WDWA, 3:2017cv05956; filed 11/17/2017.

1 **RJN 11** – Exhibit to Complaint listing Alleged Infringements – Strike 3 Holdings v Doe
2 NYSDC, 7:2018cv0148; filed 2/19/2018.

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4 Respectfully submitted on June 18, 2018 by: /s/ J. Curtis Edmondson
5 J. Curtis Edmondson, WSBA #43795
6 3699 NE John Olsen Avenue Hillsboro, OR 97124
7 Telephone: (503) 336-3749
8 Email: jcedmondson@edmolaw.com
9 *Attorney for Defendant*
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CERTIFICATE OF SERVICE

I, J. Curtis Edmondson, hereby certify that on June 18, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Bryan J. Case, WSBA #41781
Email: bcase@foxrothschild.com
FOX ROTHSCHILD LLP (SEATTLE)
1001 Fourth Avenue, suite 4500
Seattle, Washington 98154
Telephone: (206) 624-3600

Lincoln D. Bandlow, *Admitted Pro Hac Vice*
Email: lbandlow@foxrothschild.com
FOX ROTHSCHILD LLP (LOS ANGELES)
10250 Constellation Blvd., Suite 900
Los Angeles, California 90067
Telephone: (310) 598-4150

Attorneys for Plaintiff Strike 3 Holdings LLC

DATED this 18th day of June, 2018.

By: /s/ J. Curtis Edmondson
J. Curtis Edmondson